



AP/3623
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Capital Analytics Inc.

Serial No.: 09/837,076

Filed: April 18, 2001

Confirmation No.: 8330

For: **PERFORMANCE-BASED TRAINING ASSESSMENT**

Examiner: Catherine M. Colon

Art Unit: 3623

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL

Applicant hereby appeals from the Examiner's Final Rejection in the above-identified application. In addition, please provide a one- month Extension of Time up to and including January 23, 2006 to answer the Office Action mailed on September 23, 2005 as provided for in 37 CFR 1.136. Our firm's check for \$310 to cover the notice of appeal fee (\$250) and a 1-month extension of time fee (\$60) for a small entity is enclosed.

If any further Extension of Time or additional fees for the accompanying response are required. The Commissioner is hereby authorized to charge any additional fees that may be required to Deposit Account 501923.

Respectfully submitted,

Howard A. MacCord, Jr.

Reg. No. 28,639

MACCORD MASON PLLC

Date: January 20, 2006

File: 7438-001

01/24/2006 NNGUYEN1 00000007 09837076

01 FC:2401
02 FC:2251

250.00 OP
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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON 13 January 2006 (Date of Deposit)

Christian E. Carter-Seyboth

Name of Depositor

Signature

20 January 2006

Date of Signature